FILED
AUG 2 5 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,	Mag. Case No. '08 MJ 8770
v.	COMPLAINT FOR VIOLATION OF:
Samuel SEGOVANO-Sanchez	Title 8, U.S.C., Section 1324 (a)(1)(A)(iii)- Harboring Illegal Alien(s)
Defendants	

The undersigned complainant, being duly sworn, states:

On or about August 21, 2008, within the Southern District of California, defendant Samuel SEGOVANO-Sanchez and , knowing and in reckless disregard of the fact that aliens, namely, Jesus PRECIADO-Manzo, Jesus MORALES-Rubias, Jaime MALDONADO-Sanchez, Miguel ROJAS-Villanueva and Eduardo ARMENTILLA-Sanchez had come to, entered and remained in the United States in violation of law, did conceal, harbor and shield from detection such aliens in a building located in Heber, California; in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iii).

And the complainant states that this complaint is based on the attached statement of facts which, is incorporated herein by reference.

Juan J. Suarez
Senior Border Patrol Agent

SWORN TO BEFORE AND SUBSCRIBED IN MY PRESENCE THIS 25th DAY OF AUGUST 2008.

Peter C. Lewis
United States Magistrate Judge

I, Senior Border Patrol Agent Juan Suarez declare under penalty of Perjury, the following is true and correct:

PROBABLE CAUSE STATEMENT

The complainant states that this complaint is based upon statements in the investigative reports by the apprehending agents, that on August 21, 2008, the defendant, a citizen and national Mexico was apprehended in Heber, California, as he harbored (5) five undocumented aliens in violation of law.

At approximately 5:00 p.m., agents were performing surveillance on 36 10th Street, Space A in Heber, California. A vehicle that frequented the residence, a grey Dodge Ram Pick-up with California plates 6T77175, was seen being driven by an identified undocumented alien and known alien smuggler, Samuel SEGOVANO-Sanchez. BPA Fernandez proceeded to the location to question the residents of the property as to their immigration status. BPA Fernandez knocked on the door and Eduardo ARMENTILLA-Sanchez answered. BPA Fernandez questioned ARMENTILLA as to his immigration status. ARMENTILLA stated that he is a citizen and national of Mexico illegally in the United States. BPA Fernandez then placed ARMENTILLA under arrest, and asked if there was anybody else inside the residence, ARMENTILLA said that there were several other people inside. BPA Fernandez then asked ARMENTILLA for permission to enter the residence, to speak with the other occupants, and ARMENTILLA agreed. BPA Fernandez proceeded into the residence with BPA Chavez, and observed seven other individuals in the residence. BPA Fernandez and Chavez questioned the seven individuals as to their citizenship and they all stated that they were citizens and nationals of Mexico illegally in the United States. All the subjects were placed under arrest.

BPA Joanicot proceeded to conduct a safety check of the area. During his check, he found a male individual and female individual in a room located in rear portion of the trailer. BPA Joanicot identified himself as a United States Border Patrol Agent and questioned them as to their citizenship. Both the male and female subjects stated to be citizens of Mexico without the proper documentation to stay or remain in the United States legally. The male and female undocumented aliens were identified as Luz HERRERA-Acosta and Samuel SEGOVANO-Sanchez. SEGOVANO and HERRERA were placed under arrest.

SEGOVANO was advised of his rights as per Miranda by BPA Chavez and BPA Joanicot. SEGOVANO stated that the last time he entered the United States illegally he was propositioned to work for a girl named Lisa as a caretaker in a trailer in Heber, California. SEGOVANO was to take care of the illegal aliens in the trailer while waiting for them to be transported to another location. SEGOVANO stated that he was being paid 100 dollars per illegal alien he was caring for. SEGOVANO stated that he was involved in this type of activity for 7 months. SEGOVANO stated that his normal protocol is to wait for a phone call on when to pick up the illegal aliens. SEGOVANO stated that the normal pick up spot is at the Wal-Mart in Calexico, California. SEGOVANO stated that he does not own the grey Dodge Ram but that on various occasions he has used that particular vehicle to pick up the illegal aliens and take them to the trailer in Heber, California.

Material witness Jesus MORALES-Rubias stated he was going to pay $2,000.00 to be smuggled into the United States. Material witness Eduardo ARMENTILLA-Sanchez did not know how much he was going to pay because his uncle was scheduled to pay for his entry into the United States. Material Witnesses Jesus MORALES-Rubias, Jesus PRECIADO-Manzo, Jaime MALDONADO-Sanchez, and Miguel ROJAS-Villanueva pointed out SEGOVANO and ARMENTILLA in a photo line up as being two individuals already in the house prior to their arrival.

The complainant states that the name of the Material Witness is as follows:

NAME	PLACE OF BIRTH
Jesus PRECIADO-Manzo	Mexico
Jesus MORALES-Rubias	Mexico
Jaime MALDONADO-Sanchez	Mexico
Miguel ROJAS-Villanueva	Mexico
Eduardo ARMENTILLA-Sanchez	Mexico

Further, complainant states that Jesus PRECIADO-Manzo, Jesus MORALES-Rubias, Jaime MALDONADO-Sanchez, Miguel ROJAS-Villanueva and Eduardo ARMENTILLA-Sanchez are citizens of a country other than the United States; that said aliens admitted that they are deportable; that their testimony is material, that it is impracticable to secure their attendance at the trial by subpoena; and their are material witnesses in relation to this criminal charge and should be held or admitted to bail pursuant to Title 18, United States Code, Section 3144.

Executed on August 23, 2008 at 09:00a.m.

Juan J. Suarez
Senior Border Patrol Agent

On the basis of the facts presented in the probable cause statement consisting of 2 pages, I find Probable cause to believe that the defendants named in this probable cause statement committed the offense on August 23, 2008 in violation of Title 8, United States Code, 1324.

Honorable Peter C. Lewis
United States Magistrate Judge

8/23/08 @ 10:17 a.m.
Date/Time